

Eastern Contractors, Inc.

571 Union Ave Framingham, MA 01702

Phone: 508-820-4401 Fax: 508-879-9633

September 17, 2002

The Design Partnership of Cambridge 500 Rutherford Ave

Phone: 617-241-9800 Fax: 617-241-5143

Charlestown, MA 02129

Attn: David Capaldo

Project: New Wetherbee Elem. & Middle Schl.

Project #: 9902

Sub: Change Orders #7 & #8

Job #: 900

Dear Mr. Capaldo,

Attached please find three (3) copies each of signed Change Order # 7 and Change Order # 8 for your files. As noted, in our earlier correspondence attached to COs # 5 & 6, CO # 7 & CO # 8 do not reflect the previous agreed upon completion date of March 1, 2003 as stipulated and agreed in the March 5, 2002 special meeting with all concerned parties. Also, we reserve our rights under the statue and contract provisions for the time impacts caused by the delays in execution of these changes as well as well as the additional costs due to excessive ledge (CO #7) not included in the change order.

If you have any questions on this matter, please do not hesitate to call me.

Very ruly yours,

Suresh Bhatia, P.E. Vise President/PM

CC: File, Suresh Bhatia/T. Kmiec-ECI

Encl. Change Order #7, #8

CHANGE ORDER

CHANGE ORDER NO: 007

PROJECT: New Wetherbee School

Lawrence, Massachusetts

CHANGE ORDER DATE:

August 26,2002

PROJECT NO:

9902

CONTRACT DATE:

June 25, 2001

OWNER:

City of Lawrence, MA

CONTRACTOR:

Eastern Contractors

ARCHITECT:

The Design Partnership of

571 Union Street

Framingham, MA

01702-5585

Cambridge, Inc.

500 Rutherford Avenue Charlestown, MA 02129

The Contract is hereby changed as following:

PCO COP#56 <u>Date</u> 8/23/02

Description

<u>Amount</u> \$97,466.60 ★

Remove additional unforeseen ledge at unit prices established in

the contract documents.

TOTAL for this Change Order \$97,466.60

The original Contract Sum was: \$21,460,300.00

Net change by previously authorized Change Orders: \$227,709.65

The Contract Sum prior to this Change Order was: \$21,688,009.65

The Contract Sum is increased by this Change Order: \$97,466.60

The new Contract Sum including this Change Order is: \$21,785,476.25

The Contract Time is unchanged: 0 Days

The Date that the work must be Substantially Complete is therefore: January 1, 2003

in accordance with MGL Ch. 44 §31C, certificosts of this change.	fication is hereby made that an appropriation	of funds has been made that is sufficient to cover the
Ву:	Title: Contin	lu Date: 5/21/202
Not valid until signed by the Owner, Architecting Signatures indicate agreement herewith, inc	ct and Contractor. cluding adjustment in the Contract Time and	Contract Sum.
The Design Partnership of Cambridge, Inc.	Owner: City of Lawrence, Massachusetts	Contractor: Eastern Contractors
500 Rutherford Ave. Charlestown, MA 02129		Union Street / Framingham MA
Ву:	Bl. Var / Mill	W By:
Date: 8/26/02	Date: SUX/DY	Date: 04/17/17
	School Building Committee / Clerk of Works	☐ Bayside Engineering A Del att Fe hed

CHANGE ORDER

ANGE ORDER NO: 007
NGE OKDER NO:

PROJECT: New Wetherbee School

Lawrence, Massachusetts

CHANGE ORDER DATE: August 26,2002

PROJECT NO: 9902

CONTRACT DATE:

June 25, 2001

OWNER: City of Lawrence, MA

CONTRACTOR:

Eastern Contractors 571 Union Street

Framingham, MA

01702-5585

ARCHITECT:

The Design Partnership of

Cambridge, Inc.

500 Rutherford Avenue Charlestown, MA 02129

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The new Contract Sum including this Change Order is:	\$21,785,476.25
The Contract Time is unchanged:	0 Days 7
The Date that the work must be Substantially Complete is therefore:	0 Days 7

In accordance with MGL Ch. 44 §31C, certifications of this change. By:	ation is hereby made that an appropriation of fur Title: Chythylu	
Not valid until signed by the Owner, Architect Signatures indicate agreement herewith, inclu	and Contractor. ding adjustment in the Contract Timeand Contr	act Sum.
Architect: The Design Partnership of Cambridge, Inc. 500 Rutherford Ave. Charlestown, MA 02129	Owner: City of Lawrence, Massachuseus	Contractor: Eastern Contractors Union Street Framingham, MA
Ву:	By Car Jumes	By:
	Date: \$\frac{1}{2}\text{\$\frac{1}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}{2}\text{\$\frac{1}\text{\$\frac{1}\text{\$\frac{1}\text{\$\frac{1}\text{\$\frac{1}\text{\$\frac{1}\text{\$\frac{1}\text{\$\frac{1}\text{\$\frac{1}	Date: 54/1/12 Bayside Engineering A Dec at Februal lts

CE# | EBOB | E Page 4 of 11

Case 1:03-cv-12502-NMG

Document 76-5 Filed 10/06/2006

Eastern Contractors, Inc.

571 Union Ave Framingham, MA 01702

Phone: 508-820-4401 Fax: 508-879-9633

August 23, 2002

The Design Partnership of Cambridge 500 Rutherford Ave

Phone: 617-241-9800 Fax: 617-241-5143

Charlestown, MA 02129

Attn:

David Capaldo

Project: New Wetherbee Elem. & Middle Schl.

Project #: 9902

Re:

Job #: 900

COP # 56 Revised

Dear Mr. Capaldo

Attached please find Revised COP # 56 for your approval and payment.

Per our Job Site Meeting of yesterday, I need to sumbit a supplemental requisition for this as soon as possible, please advise if I can by Today.

Should you have any questions on this matter please do not hesitate to call me.

Yery truly yours,

Dante Cornelio

Project Engineer

CC: File, T. Kmiec-ECI, Tim Bell-Bayside

Encl.

Case 1:03-cv-12502-NMG Document 76-5

Filed 10/06/2006 Page 5 of 11

QUANTITY SURVEY AND ESTIMATING SUMMARY

PROJECT Wetherbee Elementary/Middle School CONSTRUCTION MANAGER Tishman Construction Co.

QTY

OWNER City of Lawrence

ARCHITECT The Design Partnership of Cambridge

CONTRACTOR EASTERN CONTRACTORS, INC.

DATE 10 July, 2002 (Revised) 23 August, 2002 (Revised)

UNIT PRICE

SUBJECT Excess Ledge Removal Building "A"

C.O.P. # 56 (Revised)

SHEET #

TIME EXTENSION

60 DAYS

UNIT

GC Description of Work	QIY mathemati parayan ee	UNIT	*1 * a - a - a - a - a - a - a - a - a - a		PRICE			COST	
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Meridian Consultants									97,466.60
									0.00
									0.00
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High Lift Rental							0.00	0.00	0.00
LULL+Operator	J -	irs					0.00	0.00	0.00
UNLOADING		RS					0.00	0.00	0.00
CLEANUP		rs	s	28.90	\$		0.00	0.00	0.00
DUMPSTER	i.		Ψ	20.30	S	-	0.00	0.00	0.00
MISC.TRUCKING	i.				S	-	0.00 0.00	0.00	0.00
GC / Non Filed Sub Totals								0.00	0.00
PAYROLL TAXES & INSURANCE=25% OF LA	BCR						\$0.00	0.00	97,466.60
SUBTOTAL (GC)					¥7.				0.00
Non Filed sub O/P @20%									97,466.60
Total Filed Subcontractors Proposal(s)								_	0.00
GC O/P @ 7% of Filed Sub Proposal								_	0.00
BOND (G.C/SUB) @1% of Cost									0.00
Total Cost Proposal								-	0.00
									97,466.60

NOTES:

- 1. WE CANNOT PROCEED WITHOUT WRITTEN APPROVAL. THIS PROPOSAL IS GOOD FOR TWENTY ONE DAYS ONLY. INCREASES IN LABOR, MATERIALS, TRAVEL CHRGES, ETC. OCCURING TWENTY ONE DAYS AFTER THE DATE OF THIS PROPSAL WILL HAVE TO BE ADDED TO THIS C.O.P.
- 2. UNLESS OTHERWISE NOTED IMPACT COSTS CANNOT BE DETERMINED AT THIS TIME.
- 3. THIS PROPOSAL DOES NOT INCLUDE ANY AMOUNTS FOR CHANGES IN SEQUENCE OF WORK, DISRUPTIONS, INTERFERENCES AND/OR IMPACT COSTS, THE RIGHT IS EXPRESSELY RESERVED TO MAKE CLAIMS FOR ANY AND ALL OF THESE RELATED ITEMS.
- 4. DOES NOT INCLUDE CUTTING & PATCHING OR BLOCKING BY ECI.
- 5. Does not included remediation of contaminated soils

CHOTERIT CUITTRICTORS

2/8683/433

Page 6 of 11 Case 1:03-cv-12502-NMG Document 76-5 Filed 10/06/2006

QUANTITY SURVEY AND ESTIMATING SUMMARY

PROJECT Wetherbee Elementary/Middle School CONSTRUCTION MANAGER Tishman Construction Co.

OWNER City of Lawrence

ARCHITECT The Design Partnership of Cambridge CONTRACTOR EASTERN CONTRACTORS, INC.

DATE 10 July, 2002 (Revised) 23 August, 2002 (Revised)

SUBJECT Excess Ledge Removal Building "A"

C.O.P. # 56 (Revised)

SHEET#

2 TIME EXTENSION 60 DAYS

1

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S&R Constr. Inc. (OPEN)	2531.6 cy	38.50 97.466.6	i0
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	1 is	0.0	
			•

TOTAL 97,466.60

Case 1:03-cv-12502-NMG

Document 76-5

JOB INVOICE =

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S & R CONSTRUCTION CO., INC.

60 DYERVILLE AVENUE JOHNSTON, R.I. 02919

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372

+01-631-6337 • 401-831-6338				
TO 21 1 13 1			DATE ORDERED	ORDER TAKEN BY
Caster (one) Co.			PHONE NO.	CUSTOME
ADDRESS			401-255-8116	e lander and a real section of the s
16 h +1) 0 00 0			DOB JOCATION WELKER LER	bol Lewens M
ATTENTION parence	_ M.	4	JCB PHONE	STARTING DATE
			TERMS	5-13-02
QTY: MATERIAL				
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3 nd step 505=18 x8.5 x6"		23.11 "		
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70,3 17 10,3 18	E	35.89 "		
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ORK CROERED BY				70741 4 4 9 9 9
TE ORDERED				TOTAL LABOR
TE COMPLETED				AL MATERIALS
			TOTAL MIS	SCELLANEOUS
CUSTOMER APPROVAL SIGNATURE	7/1-			SUBTOTAL
naul/ (Tishma	n Cons	ties agent		TAX
UTHORIZED SIGNATURE KINDY, I DE LEE	· · · · ·		1	GEAND TOTAL

J : 0000 : TOU Page 8 of 11 JOB INVOICE Document 76-5 Filed 10/06/2006 S & R CONSTRUCTION CO., INC. 60 DYERVILLE AVENUE Nº JOHNSTON, R.I. 02919 371 401-831-6337 • 401-831-6338 DATE ORDERED CROSS TAKEN BY CUSTOMER ORDER NO. 401-255-8716 STARTING DATE
3 -02 TERMS QTY. MATERIAL UNIT AMOUNT DESCRIPTION OF WORK 9.8 6-11 WISCELLANEOUS CHARGES 9.33 36.92 1.55 LABOR 2.40 7,40 WORK ORDERED BY TOTAL LABOR DATE URDERED DATE COMPLETED TOTAL MATERIALS TOTAL MISCELLANEOUS JSTOMER APPROVAC SUBTOTAL SIGNATURE _ TAX ノ AUTHORIZED SIGNATURE & GRAND TOTAL

Filed 10/06/2006

Page 9 of 11

F-771

Meridian Engineering, Inc.

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98 High Street, Danvers, MA 01923

FAX

Date: May 29, 2002

Number of pages including cover sheet: 4

To:							
	Mr. Ron Vona						
	Eastern Contractors, Inc.						
	571 Union Avenue						
Framingham, Massachusetts 01701							
Re:	75 Newton Street, Lawrence, MA						
Job #	3807						
Phone:	(508) 820-4401						
Fax phor	ne: (508) 879-9633						

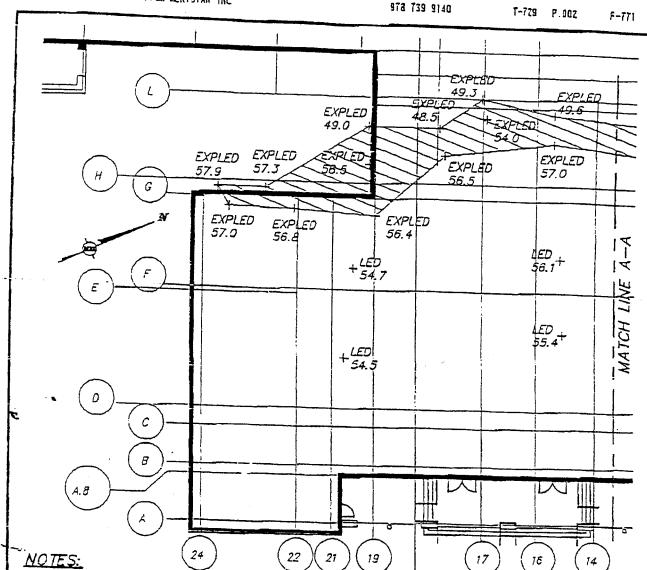
Chr	istopher P. Nicholas
Mer	idian Engineering, Inc.
98 E	ligh Street
Dan	vers, Massachusens 01923
Phone:	. (070) 700 0100
r itoge.	(978) 739-9130
Fax phone:	(978) 739-9140

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-	REMARKS:	Urgent	For your review		Please comment
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			och Plan and Invoice #900	17. datact 5 '01/02 for 34,	7447.40.
-					
<u></u>					
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	cc: Tom Kmiec (9'	78-683-7439)			
			<u> </u>		
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MS-25-201:03:07 - 12502-NMG Document 76-5

Filed 10/06/2006 Page 10 of 11



1. THE SOLE PURPOSE OF THIS PLAN IS TO DEPICT SPOT GRADES AT LEDGE LOCATIONS AS DIRECTED BY THE CLIENT.

2. THE SPOT GRADES OUTSIDE THE AREA OF EXPOSED LEDGE WERE COLLECTED WITH THE ASSISTANCE OF AN EXCAVATOR HAMMER TO DETERMINE WHEN LEDGE WAS PRESENT.

LEGEND:

EXPLED

AREA OF

EXPOSED LEDGE

LED

SPOT GRADES OF COVERED LEDGE (SEE NOTE 2)

DWG No. 38075KCH7_20

SKETCH PLAN LOCATED IN

LAWRENCE, MASSACHUSETTS

(ESSEX COUNTY)

PREPARED FOR

EASTERN CONTRACTORS, INC.

SCALE: 1"= 20' DATE: MAY 29, 2002 10 20



M R

ENGINEERING. 96 HIGH STREET

DANVERS. MASSACHUSETTS 01923 TELEPSONE: (878) 738-0130

59 MILE STREET, SUITE 201 WESTBOROUGH, MARRACHUSETTS 01581 TELEPHONE: (508) 871-7030

1 OF 2

